

SETTLER'S CROSSING METROPOLITAN DISTRICT
NOS. 1 AND 2

450 E. 17th Avenue, Suite 400
Denver, Colorado 80203-1254

Phone: 303-592-4380

Fax: 303-592-4385

<https://settlerscrossingmetropolitandistricts.specialdistrict.net>

NOTICE OF REGULAR MEETING AND AGENDA

DATE:	Wednesday, December 4, 2024
TIME:	10:00 a.m.
LOCATION & ACCESS	<p>This meeting will be held virtually, via Zoom video/telephone conference:</p> <p>1. To attend via Zoom videoconference, use the following link, or e-mail csorensen@specialdistrictlaw.com to have the link e-mailed to you: https://us02web.zoom.us/j/83144996619?pwd=Pb52qG1Au06hHuZQbzq3amFcJa38p4.1</p> <p>2. To attend via telephone, dial 1-719-359-4580 or 1-253-215-8782 and enter the following additional information:</p> <p>(a) Meeting ID: 831 4499 6619</p> <p>(b) Passcode: 121225</p>

<u>Board of Directors</u>	<u>Office</u>	<u>Term Expires</u>
Richard A. Frank	President	May 2025
Toni L. Serra	Treasurer	May 2025
Joel H. Farkas	Assistant Secretary	May 2027
Daniel E. Frank	Assistant Secretary	May 2027
Susan W. Frank	Assistant Secretary	May 2025
Craig Sorensen	Secretary	N/A

I. ADMINISTRATIVE MATTERS

A. Present disclosures of potential conflicts of interest.

B. Confirm quorum, location of meeting, and posting of meeting notices. Approve agenda.

C. **[District No. 2 only]** Designate 24-hour posting location.

D. Discuss business to be conducted in 2025 and location (**virtual and/or physical**). Schedule regular meeting dates and consider adoption of Resolution No. 2024-12-____, Resolution Establishing Regular Meeting Dates, Time and Location, and Designating Location for Posting of 24-Hour Notices (enclosures).

E. Authorize renewal of the Districts’ insurance and Special District Association (“SDA”) membership for 2025.

F. **Website Accessibility Discussion:**

1. Discuss and consider proposals from Generation Web, Inc., Streamline Software, Inc., and A360 Enterprises (d/b/a Allyant) related to website accessibility matters (enclosure).

2. Establish Website Accessibility Committee to make final determinations regarding engagement and/or termination of service providers, if necessary.

II. PUBLIC COMMENT

III. CONSENT AGENDA – These items are considered to be routine and will be approved and/or ratified by one motion. There will be no separate discussion of these items unless a Board Member so requests, in which event, the item will be removed from the Consent Agenda and considered on the Regular Agenda.

1. **[District No. 1 only]** Review and approve the minutes of the April 26, 2024 Special Meeting (enclosure).
 2. **[District No. 2 only]** Review and approve the minutes of the December 6, 2023 Regular Meeting (enclosure).
-

IV. FINANCIAL MATTERS

A. **[District No. 1 only]** Review and consider ratification/approval of payment of claims for the period of April 27, 2024 through December 4, 2024 in the amount of \$ _____ **(to be distributed)**.

B. Review and consider acceptance of unaudited financial statements for the period ending September 30, 2024 **(to be distributed)**.

C. Conduct Public Hearing to consider amendment of the 2023 Budget. Consider adoption of Resolution No. 2024-12-____, Resolution of Settler’s Crossing Metropolitan District No. 1 to Amend the 2023 Budget, and Resolution No. 2024-12-____, Resolution of Settler’s Crossing Metropolitan District No. 2 to Amend the 2023 Budget (enclosures).

D. Conduct Public Hearing to consider amendment of the 2024 Budget. If necessary, consider adoption of Resolution No. 2024-12-____, Resolution of Settler’s Crossing Metropolitan District No. 1 to Amend the 2024 Budget, and Resolution No. 2024-12-____, Resolution of Settler’s Crossing Metropolitan District No. 2 to Amend the 2024 Budget.

E. Conduct Public Hearing on the proposed 2025 Budget and consider adoption of Resolution No. 2024-12-____ to Adopt the 2025 Budget and Appropriate Sums of Money, and Resolution No. 2024-12-____ to Set Mill Levies (enclosures: draft budgets and resolutions).

1. **[District No. 1 only]** Review and consider adoption of Resolution No. 2024-12-____, Resolution Authorizing Adjustment of the District Mill Levy in Accordance with the Service Plan (enclosure).

F. Authorize District Accountant to prepare and sign the DLG-70 Certification of Tax Levies form and Mill Levy Public Information form (“Certification”). Direct District Counsel to file the Certification with the Board of County Commissioners and other interested parties.

G. Consider appointment of District Accountant to prepare 2026 Budget.

H. **[District Nos. 1 and 2]** Review and consider approval of 2023 Audit, and authorize execution of Representations Letter (enclosures – draft audits).

I. **[District Nos. 1 and 2]** Consider engagement of Hiratsuka & Associates, LLP to prepare 2024 Audit, for an amount not to exceed \$6,300 (\$800 increase over previous year) (enclosures).

V. LEGAL MATTERS

A. Discuss requirements of Section 32-1-809, C.R.S. and direct staff regarding compliance for 2025 (District Transparency Notice).

B. Discuss May 6, 2025 Regular Directors’ Election and consider adoption of Resolution No. 2024-12-____, Resolution Calling a Regular Election for Directors on May 6, 2025, appointing Designated Election Official (“DEO”) and authorizing the DEO to perform all tasks required for the conduct of a mail ballot election. Self-Nomination Forms are due by February 28, 2025 (enclosures). Discuss the need for ballot issues and/or questions.

C. **[District No. 2 only]** Review and consider approval of Second Amendment to 2023 Operation Funding Agreement between Settler’s Crossing Metropolitan District No. 2 and 96 Tower Investors, LLC (enclosure).

D. **[District No. 2 only]** Discuss and consider rescinding December 6, 2023 approval of Intergovernmental Agreement Regarding the Reimbursement of Costs for Public Improvements by and between Settler’s Crossing Metropolitan District No. 1, Settler’s Crossing Metropolitan District No. 2, and **Reunion Metropolitan District No. 4**.

E. **[District No. 2 only]** Review and consider ratifying approval of Intergovernmental Agreement Regarding the Reimbursement of Costs for Public Improvements by and between Settler’s Crossing Metropolitan District No. 1, Settler’s Crossing Metropolitan District No. 2, and **North Range Metropolitan District No. 5** (enclosure).

F. **[District Nos. 1 and 2]** Review and consider ratifying approval/acceptance of updated May 9, 2024 Cost Share Memorandum prepared by Independent District Engineering Services, LLC relating to Settler’s Crossing Metropolitan District No. 1 and North Range Metropolitan District No. 5 (enclosure).

G. **[District No. 2 only]** Discuss System Development Fees and consider adoption of Resolution No. 2024-12-____, Resolution of the Board of Directors of Settler’s Crossing Metropolitan District No. 2 Regarding the Imposition of System Development Fees (**to be distributed**).

H. **[District No. 2 only]** Review and consider ratifying approval of Cost Certification Report No. 6 dated December 12, 2022, prepared by Independent District Engineering Services, LLC (“IDES”), certifying district eligible public improvement costs in the amount of \$6,155,020.22 (“Report No. 6”), and consider ratifying acceptance of verified costs for public improvements in the amount of \$6,155,020.22, pursuant to Report No. 6. (enclosure).

I. **[District No. 1 only]** Review Regional Detention Pond 5 – Tract A Pond Certification prepared by Calibre Engineering, Inc. (enclosure). Discuss and consider acceptance of maintenance of Detention Pond 5 and Tract A . Authorize any necessary actions in connection therewith.

VI. OTHER BUSINESS

VII. ADJOURNMENT